

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

IN RE NATIONAL PRESCRIPTION
OPIATE LITIGATION

This document relates to:

“Track One Cases”

MDL No. 2804

Case No. 17-md-2804

Hon. Dan Aaron Polster

**DEFENDANT MALLINCKRODT’S MOTION
FOR SEVERANCE OR A SEPARATE TRIAL**

Pursuant to Rule 20 of the Federal Rules of Civil Procedure, Rule 21 of the Federal Rules of Civil Procedure, or Rule 42 of the Federal Rules of Civil Procedure, and for the reasons set forth in the accompanying Memorandum in Support of this motion, Mallinckrodt LLC, SpecGx LLC, and Mallinckrodt plc¹ (“Mallinckrodt”) move either (i) to sever the claims against it or (ii) for an order providing a separate trial for Mallinckrodt.

¹ Mallinckrodt plc is an Irish company that is not subject to and contests personal jurisdiction. It is specially appearing to join this motion and does not waive and expressly preserves its personal jurisdiction challenge; pursuant to Plaintiffs’ representation before the Court, foreign parent companies’ participation in pretrial briefing does not prejudice their jurisdictional arguments.

Dated: August 5, 2019

Respectfully submitted,

/s/ *Brien O'Connor*

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Counsel for Defendants

Mallinckrodt LLC and SpecGx LLC, and

appearing specially for Mallinckrodt plc

CERTIFICATE OF SERVICE

I, Brien T. O'Connor, hereby certify that the foregoing document was served via file transfer protocol and email to all counsel of record.

/s/ *Brien T. O'Connor*

Brien T. O'Connor